

PATENT
Attorney Docket No.: PROV1100-2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Krall et al. Art Unit: 1616
Application No.: 09/823,775 Examiner: Pak, J.
Filed: March 30, 2001
Title: COMPOSITIONS FOR CREATING VASCULAR OCCLUSIONS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TERMINAL DISCLAIMER

Sir:

The undersigned, attorney of record for Petitioner, Provasis Therapeutics, Inc., with its place of business at 9177 Skypark Court, Suite B, San Diego, California (formerly Prohold Technologies, Inc.) represents that Petitioner is the Assignee of all interest in Application No. 09/823,775, filed March 30, 2001, entitled COMPOSITIONS FOR CREATING VASCULAR OCCLUSIONS as evidenced by the Assignment recorded in the United States Patent and Trademark Office on December 28, 1998, at Reel 009666, Frame 0730.

The evidentiary documents referred to herein have been reviewed by the undersigned and it is certified that to the best of the undersigned's knowledge and belief, title is in the Assignee.

CERTIFICATION UNDER 37 CFR §1.6(d)

I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office on the date shown below

Karen LeParl*(Name of person transmitting paper)**Karen LeParl* 11-5-03*(Signature)**(Date)*

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Pursuant to 37 C.F.R. § 1.321(c), the undersigned, on behalf of Petitioner, Provasis Therapeutics, Inc., disclaims the terminal part of any patent granted on the above-identified Application No. 09/823,775 which would extend beyond the expiration date of U.S. Patent No. 6,476,069. Petitioner hereby agrees that any patent so granted on the above-identified Application No. 09/823,775, shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patent No. 6,476,069, this Agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successor or assigns.

The Commissioner is hereby authorized to charge Deposit Account 50-1355 in the amount of \$110.00, the fee for filing of the Terminal Disclaimer. No additional fees are deemed necessary. However, if the Commissioner determines that any additional fees are required, the Commissioner is authorized to charge (or apply any credits to) the Deposit Account as listed above.

Respectfully submitted,

Date: November 5, 2003


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